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SN-US025011A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Tsutomu MURAOKA et al.

Serial No.: 10/733,307

Filed: December 12, 2003

For: BICYCLE PEDAL

Patent Art Unit: 3682

Examiner Vinh Loung

THE ASSISTANT COMMISSIONER FOR PATENTS
Washington, DC 20231

Sir:

Transmitted herewith is a Response in the above-identified application:

☒ No additional fee is required.

The fee has been calculated as shown below:

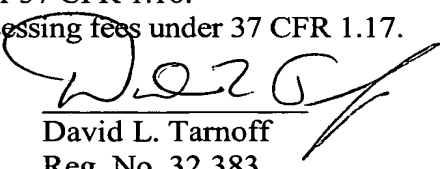
				<u>SMALL ENTITY</u>		<u>OTHER THAN A SMALL ENTITY</u>	
CLAIMS							
REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDIT. FEE	RATE	ADDIT. FEE
TOTAL 20	- 20	= 0		x09 =	\$	x18 =	\$
INDEP 2	- 3	= 0		x42 =	\$	x84 =	\$
[] 1ST PRESENTATION OF MULT. DEP. CLAIM				+140 =	\$	+280 =	\$
				TOTAL	\$	TOTAL	\$

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1836. A duplicate copy of this sheet is attached.

☒ Any additional excess claim fees under 37 CFR 1.16.

☒ Any additional patent application processing fees under 37 CFR 1.17.

Dated: 11-17-04


David L. Tarnoff
Reg. No. 32,383

SHINJYU GLOBAL IP COUNSELORS, LLP
1233 Twentieth Street, NW, Suite 700
Washington, DC 20036
(202) 293-0444



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For: BICYCLE PEDAL	:	

RESPONSE TO ELECTION / RESTRICTION REQUIREMENTS

Assistant Commissioner of Patents
Washington, DC 20231

Sir:

The election/restriction requirements dated November 10, 2004 holds that this application contains claims directed to four patentably distinct species. In particular, Applicants are required to elect one of the following patentably distinct Species for prosecution on the merits under 35 U.S.C. §121:

Species A – Figures 1-26;
Species B – Figures 27-28;
Species C – Figures 29-30; and
Species D – Figures 31-32.

Additionally, the Office Action indicates that claim 1 is generic.

In response, Applicants hereby elect Species B shown in Figures 27-28 *without traverse*. Applicant believes that claims 29-37 read on **Species B** shown in Figures 27-28.

Accordingly, Applicants respectfully request examination of claims 29-37, since they read on the elected Species B shown in Figure 8. Claims 1 and 19-28 are believed to be

Serial No.: 10/733,307
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Reply to Office Action of November 10, 2004

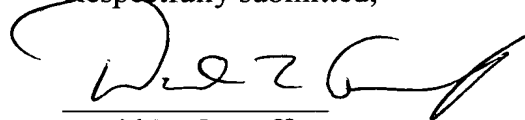
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directed to the non-elected embodiments. Thus, claims 1 and 19-28 can be withdrawn from consideration in this case.

* * *

Prompt examination on the merits is respectfully requested.

Respectfully submitted,



David L. Tarnoff
Attorney of Record
Reg. No. 32,383

SHINJYU GLOBAL IP COUNSELORS, LLP
1233 Twentieth Street, NW, Suite 700
Washington, DC 20036
(202)-293-0444
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